



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yoshihumi SUZUKI

Serial No.: 10/650,026

Filed: August 26, 2003

Art Unit: 2853

Examiner: Unknown

Atty. Docket No.: 501315.20004

Customer No.: 026148

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98. Enclosed is Form PTO-1449 which lists the references cited along with a copy of each of the references. Also, enclosed is a copy of the European Search Report for EPO Application No. 03 01 9276 which corresponds to the subject US application.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this paper (along with any document referred to as being attached or enclosed) is being

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☒ deposited with the United States Postal Service as Express Mail under 37 CFR 1.10 on December 18, 2003 addressed to the: Commissioner for Patents, Alexandria, VA 22313.

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Ruth Montalvo

Type Signature Name

(Signature of person mailing paper or fee)

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The references may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider each of these items and to independently ascertain their teaching.

1. ☒ Enclosed is PTO Form 1449 (and a duplicate thereof).
2. ☒ Items listed on the enclosed Form PTO-1449 are not in the English language.

☒ For each of the following items, an English-language translation of that item or a portion thereof or a concise explanation of the relevance of that item is attached (See EPO Search Report):

Japanese Patent No. 9 162450.

☐ For each of the following items, a concise explanation of that item is incorporated in the specification of the above-identified application:

☐ For each of the following items, a corresponding U.S. or other English-language patent is enclosed. Please consider the U.S. or other English-language patents in accordance with the procedure set forth in MPEP § 609:

3. ☐ Submission in Accordance with 37 CFR § 1.98(d).

Any copy of the items listed on the enclosed Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in Application Serial No. [Ser. No.], filed [Date], of which the present application relies upon for an earlier filing date under 35 U.S.C. 120.

4. ☒ Submission in Accordance with 37 CFR § 1.97(b).

This Information Disclosure Statement is being filed

- ☐ With the application;
- ☐ Within three months of the filing date of a national application;
- ☐ Within three months of the date of entry of the national stage in an international application; or

☒ Before the mailing date of a first Office
Action on the merits,

and NO FEE is due for consideration of this
Information Disclosure Statement.

5. ☐ **Submission in Accordance with 37 CFR 1.97(c).**

This Information Disclosure Statement is being filed
before the first mailing date of either

☐ A final action under § 1.113; or

☐ A notice of allowance under § 1.311.

☐ A fee is due for consideration of this
Information Disclosure Statement and the fee is
paid below; or

☐ This Information Disclosure Statement is
accompanied by one of the certifications
pursuant to 37 CFR § 1.97(e), and NO FEE is due
for consideration of this Information
Disclosure Statement.

6. ☐ **Submission in Accordance with 37 CFR 1.97(d).**

This Information Disclosure Statement is being filed
after the mailing date of either

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whichever comes first, but before payment of the
issue fee, and is accompanied by

a. One of the certifications pursuant to 37
CFR § 1.97(e), which is set forth below;

b. The attached petition requesting
consideration of this Information
Disclosure Statement; and

c. The petition fee under 37 CFR §
1.17(i)(1), which is paid below.

7. **Certification Pursuant to 37 CFR 1.97(e).**

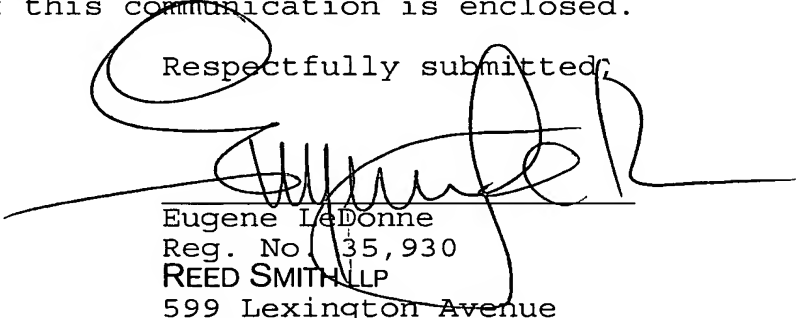
☐ The undersigned certifies that each item of
information contained in this Information Disclosure
Statement was cited in a communication from a
foreign patent office in a counterpart application
not more than three months prior to the filing of
this Information Disclosure Statement; or

- ☐ The undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

8. Fee Payment Being Made.

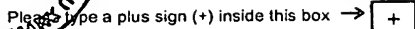
- ☐ Enclosed
- ☐ \$240.00 fee for submission under 37 CFR § 1.97(c).
- ☐ \$130.00 fee for submission under 37 CFR § 1.97(d).
- ☐ A check in the amount of \$[Amount] to cover the fee payment is enclosed.
- ☐ Charge the fee to Deposit Account No. 50-1529. A duplicate copy of this communication is attached.
- ☒ The Director is hereby authorized to charge payment of any additional fees associated with this Information Disclosure Statement or credit any overpayment to Deposit Account No. 50-1529. A duplicate copy of this communication is enclosed.

Respectfully submitted,


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Attorney for Applicant

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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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